

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

1) VIDEO GAMING TECHNOLOGIES, INC.,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 4:17-cv-00454-GKF-JFJ
	)	
1) CASTLE HILL STUDIOS LLC	)	
(d/b/a CASTLE HILL GAMING);	)	
2) CASTLE HILL HOLDING LLC	)	
(d/b/a CASTLE HILL GAMING); and	)	
3) IRONWORKS DEVELOPMENT, LLC	)	
(d/b/a CASTLE HILL GAMING)	)	
	)	
Defendants.	)	

**PLAINTIFF’S NOTICE REGARDING MOTION TO COMPEL DISCOVERY**

Plaintiff Video Gaming Technologies, Inc. (“VGT”) submits this notice to apprise the Court of the status of the disputed issues in VGT’s Motion to Compel (“Motion”) (ECF No. 105).

**Interrogatory No. 22:** Even though the deposition of Defendants’ Rule 30(b)(6) witness on trade secret issues took place yesterday, Defendants have not yet provided the supplemental response to Interrogatory No. 22, which seeks information about Defendants’ trade secret defenses. In their Opposition (ECF No. 109). Defendants stated that they will be providing the supplemental information at some point today. Until Defendants actually serve, and VGT has an opportunity to review, the supplemental responses, it is unclear whether this portion of the motion to compel is moot.

**Interrogatory No. 23 and RFP Nos. 39, 40, 41, and 43:** Tuesday evening Defendants produced additional documents relating to the financial performance of their games. Defendants’ production, however, did not include certain information requested in Interrogatory No. 23, including the profits Defendants realized for each accused game or an identification of costs

(including overhead) associated with each of the games. So long as neither Defendants nor their experts will attempt to use at trial any additional information about these issues that Defendants have not produced, VGT will withdraw these portions of the Motion as moot.

**Interrogatory No. 15:** In light of Defendants' recent supplemental response to this interrogatory, VGT withdraws this portion of the Motion as moot.

August 2, 2018

Respectfully submitted,

/s/ Gary Rubman

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***Counsel for Video Gaming Technologies, Inc.***

**CERTIFICATE OF SERVICE**

I hereby certify that on August 2, 2018, I caused a copy of the foregoing to be filed via CM/ECF, which caused the foregoing to be served on the following counsel for Defendants via email:

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